



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert M. Levin
Serial No.: 10/787,486
Filed: February 24, 2004
For: Sesquip™

November 6, 2006
Group Art Unit 3711
Examiner: Dolores R. Collins

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. 1.191)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed August 7, 2006, finally rejecting claims 1 and 3.

1. STATUS OF APPLICANT. This application is on behalf of a small entity. Applicant previously claimed small entity status and such status is still proper and desired.

2. FEE FOR FILING NOTICE OF APPEAL. Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is \$250.00 for a small entity.

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3. EXTENSION OF TERM. Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that

applicant has inadvertently overlooked the need for a petition and for extension of time.

4. TOTAL FEE DUE. The total fee due is \$250.00. Enclosed is our check for \$250.00 for the fee. In the event that additional fees are due to render timely the Notice of Appeal, the Commissioner is authorized to charge the appropriate fee to Deposit Account No. 061090.

Respectfully submitted,


(Mrs.) Grace J. Fishel
Reg. No. 25,864

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 6, 2006.


Grace J. Fishel